

[Additional Counsel on Signature Page]

LUDMILA GULKAROV, JANINE  
TORRENCE, KELLY MCKEON, and JOSH  
CRAWFORD, Individually and on Behalf of  
All Others Similarly Situated,

V.

Defendants.

)  
 ) Case No. 21-cv-00913-YGR  
 )  
 )  
 ) **DECLARATION OF REBECCA A.**  
 ) **PETERSON IN RESPONSE TO**  
 ) **DEFENDANTS' OBJECTION TO**  
 ) **CONSOLIDATION STIPULATION**

1 I, Rebecca A. Peterson, declare as follows:

2 1. I am a partner at Lockridge Grindal Nauen P.L.L.P. and represent Plaintiffs in the  
3 above-captioned matter. I submit this declaration in response to Defendants' Objection to  
4 Consolidation Stipulation.

5 2. I met and conferred with defense counsel concerning the consolidation of the  
6 various cases. Defendant Plum PBC's position is that Plum supports a single complaint,  
7 consolidating all pending Northern District California consumer class actions.  
8

9 3. During the meet and confer process, I sent a copy of the proposed stipulation to  
10 Defendant Plum PBC's counsel, Dale J. Giali. This draft stipulation included the same requested  
11 relief as the stipulation filed on April 6, 2021. ECF. 29. The only difference was the proposed  
12 dates for any leadership papers and the filing of the consolidated complaint.

13 4. In response to the draft stipulation, defense counsel stated that it "does not take a  
14 position (or may oppose)" the additional items in the stipulation that go beyond consolidation and  
15 filing a single consolidated complaint. There was no later confirmation that Defendant decided it  
16 would oppose (instead of taking no position) the additional items in the stipulation. Defense  
17 counsel's response also provided Defendant's position and how that position must be  
18 communicated in any stipulation or motion. These instructions were followed by Plaintiffs in the  
19 filed April 6, 2021 stipulation.  
20

21 5. Plaintiffs' counsel further conferred with defense counsel on April 7, 2021 and  
22 confirmed that both parties agree proper notice was given on what relief would be sought in the  
23 now filed stipulation.  
24

25 6. Attached hereto as Exhibit 1 is a true and correct copy of a Plum Inc.'s Corporation  
26 Statement of Information from the California Secretary of State.  
27

7. Attached hereto as Exhibit 2 is a true and correct copy of Plum Organic's Terms of Use (downloaded on March 9, 2021).

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 7<sup>th</sup> day of April 2021.

s/ Rebecca A. Peterson  
Rebecca A. Peterson  
*Attorney for Plaintiff*